

Improvement Res. No. 980-1958

To condemn a strip of land 14 feet in width parallel and adjacent to the west property line of north 38 3/4 Lot 41 Interurban Acre Addition.

Resolution Adopted:

Dec. 9, 1958

Confirmed: ALL ACTION RESCINDED
Feb. 20, 1959

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

980

B. O. 562-'57

DECLARATORY RESOLUTION NO. 980-1958

To condemn a strip of land fourteen (14) feet in width parallel and adjacent to the west property line of north 38 3/4 Lot 41 Interurban Acre Addition.

PLANS ORDERED: Nov. 26, 1958

ADOPTED: Dec. 9, 1958

ADVERTISE: Dec. 15 & 22, 1958

HEARING ON CONFIRMATION: Mon., Jan. 5, 1959, 6:30 p. m.

CONFIRMED: Continued, Jan. 5, 1959

ASSESSMENT ROLL ORDERED:

ASSESSMENT ROLL APPROVED:

HEARING ON CONFIRMATION
OF ASSESSMENT ROLL:

NOTICES SERVED:

ASSESSMENT ROLL CONFIRMED:

ALL ACTION RESCINDED
FEB 20 1959

Condemnation of right of way for utility purposes of a strip of land fourteen feet in width parallel and adjacent to the west property line of north 38 3/4 of Lot 41 Interurban Acre Addition.

12-9-58: Adopted Adv. Notice to P.O.'s Dec. 15 & 22, 1958
Hearing: Mon. Jan 5, 1959, 6:30 p.m. IST

1-5-59: Continued - M.P. 39-376-4 Property owner will sign agreement, releasing the easement, when a clause is provided for City to have Easement. Force Company replace their fence when agreement is executed - the Resolution will be Rescinded.

2-25-59: Easement granted - see M.P. 41-91-12

2-25-59: Resolution Rescinded

Interurban Acre Addn. Lot # 41 SEWER (Junk) Dec. EO 562(57) Res. 980-1958

▲ 10 20 30 40 50 60 70
 TYPYST PLEASE NOTE—THIS SCALE CORRESPONDS TO TYPEWRITER (PICA) SCALE—SET PAPER GUIDES SO THAT CARD SCALE WILL REGISTER WITH MACHINE SCALE WHEN CARD IS TURNED INTO WRITING POSITION. START INDEX THREE (3) POINTS FROM LEFT EDGE OF CARD. USE OTHER POINTS OF SCALE FOR OTHER DIVISIONS OF VISIBLE TITLE. SET TABULATORS TO INSURE PERFECT ALIGNMENT OF EACH DIVISION OF INFORMATION. FOLD BACK OR REMOVE STUB AFTER TYPING. USE NEW TYPEWRITER RIBBON.
 KARDEX VISIBLE DIVISION REMINGTON RAND 11 DIVISION OF SPERRY RAND CORPORATION PRINTED IN U. S. A.

For the ~~Vacation - Opening~~ - Condemnation of right of way for utility purposes of a strip of land fourteen (14) feet in width parallel and adjacent to the west property line of north 38 3/4 of Lot 41 Interurban Acre Addition.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn a strip of land fourteen (14) feet in width parallel and adjacent to the west property line of north 38 3/4 Lot 41 Interurban Acre Addition.

All as shown by a plan of such proposed ~~Opening - Vacation~~ - Condemnation of right of way for utility purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said ~~Vacation - Opening~~ - Condemnation of right of way for utility purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such ~~Vacation - Opening~~ - Condemnation of right of way for utility purposes is described as follows:

All lots and lands North 38 3/4 of Lot 41, Interurban Acre Addition.

ALL ACTION RESCINDED

FEB 20 1959

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplemental thereof.

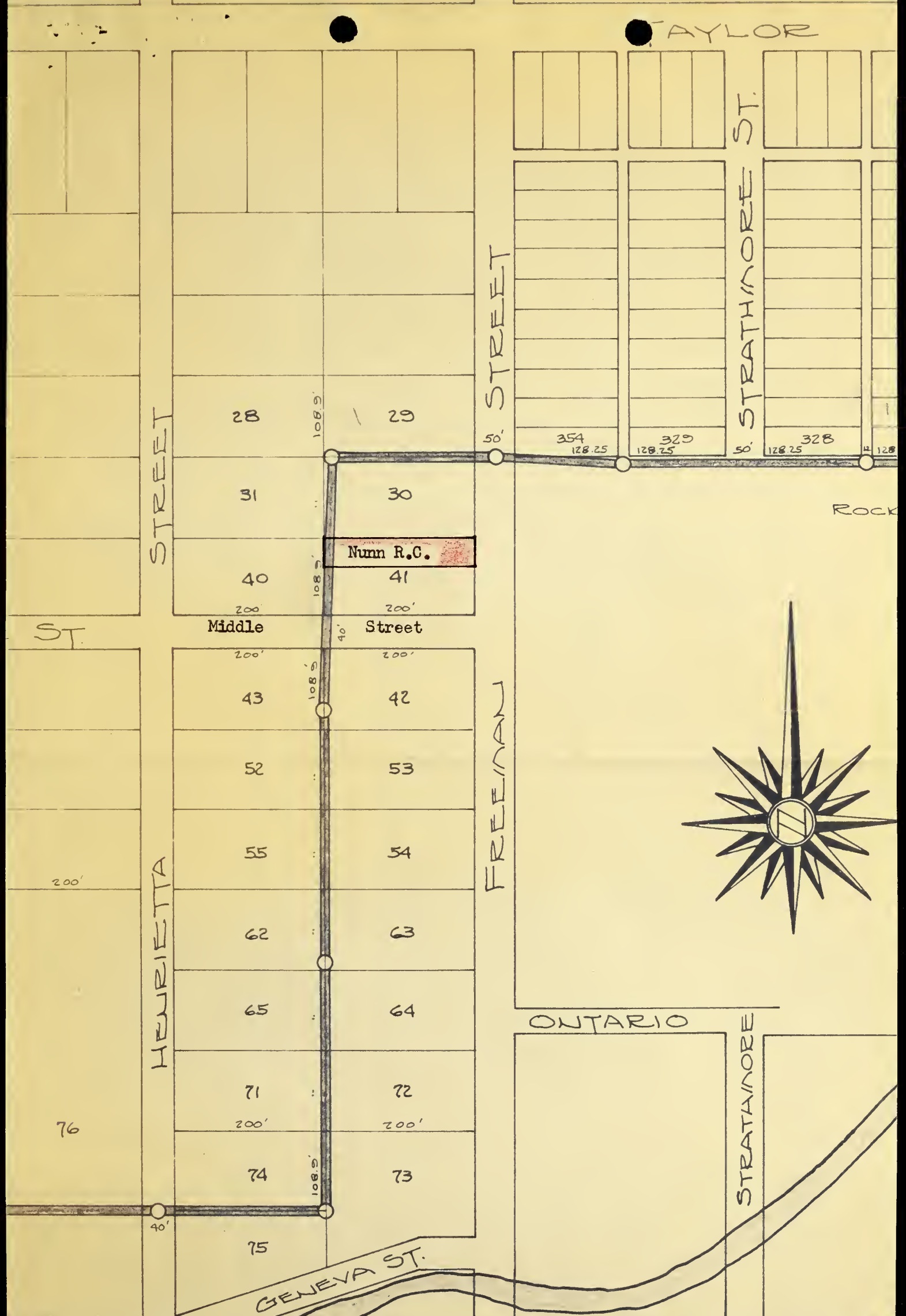
~~The vacation of the above described Street and alleys shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.~~

All Streets, lots and lands affected by the above described condemnation are situated in the southwest 1/4 of Section Nine, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 9th DAY OF Dec 19 58.

Attest:

Secretary Board of Public Works.



Description: A strip of land fourteen (14') feet in width parallel and adjacent to the W. property line of N. 38 3/4 of Lot 41 Interurban Acre Addition

Owner: Nunn Robert C. & Martha

B. O. 562-'57

40-1-13

Feb. 20, 1959

Mr. Edward Green, City Engineer

Declaratory 980-1958

ALL ACTION WAS RESCINDED, grant of easement has been received.

E. J. Gellmeyer

John Cooper

Orin M. Darling

BOARD OF PUBLIC WORKS

c

Min. Rec. 40-41-12
2/20/1959

548 601-01

DEED OF GRANT FOR UTILITY PURPOSES

THIS DEED WITNESSETH, That ROBERT C. MANN and MARTHA MANN, husband and wife, of Allen County, in the State of Indiana, in consideration of One (\$1.00) Dollar, and other good and valuable consideration, the receipt whereof Grantee hereby acknowledges, hereby give, grant and convey, but without warranty, to the CITY OF FORT MYNE, Allen County, in the State of Indiana, an Indiana municipal corporation, its successors and assigns, a perpetual right-of-way and easement to construct, maintain and operate public utility facilities, with all necessary appurtenances over, under, in and along the following described lot situate in Allen County, State of Indiana, to-wit:

A strip of land fourteen (14') feet in width adjacent to and parallel to the east property line of the North 38 3/4 feet of lot 241, Intersection 4th Addition in Allen County, Indiana.

Grantee may at any time enter upon said premises for the purpose of installing, maintaining and re-laying of said utility facilities, subject to the following:

1. That the Grantee will replace and/or repair any damage suffered by the Grantors as a result of maintenance of said utility facilities.

2. Grantee agrees that it will remove or cause to be removed the existing cyclone type fence now located upon the within described easement and reconstruct or replace said fence immediately after it said easement so that said fence will be in the same condition as it now is, all at the expense of Grantee.

IN WITNESS WHEREOF, the said ROBERT C. MANN and MARTHA MANN, husband and wife, have hereunto set their hand and seals, this _____ 1959.

NOT ENTERED FOR TAXATION
JAN 1 1959

Robert C. Mann

Martina Mann

PAUL J. W. [unclear]
Notary Public, Ind.

Jan. 14, 1959
1:50 PM

548

602

NOTARY PUBLIC

STATE OF ALABAMA

I, the undersigned, a Notary Public, in and for
of County and State, this _____ day of _____,
19____, personally appeared the within named ROBERT C. ALLEN and
_____, his wife, and wife, and they in the above convey-
ance, and acknowledged the execution of the same to be their
act and deed, for the uses and purposes herein men-
tioned.

IN WITNESS WHEREOF, I have hereunto set my name and af-
fixed my official seal.



Notary Public

Witness my hand and seal this _____ day of _____, 19____.

P.O. 562-57

January 9, 1959

City Engineer - Attn: Don Fodeker

ADVERTISING COSTS - Rec. Nos. 977-78-79-80-81

The advertising costs of Declaratory Resolutions 977, 78, 79, 80, 81, listed in one legal ad amounted to a total of \$53.76, which would average \$10.76 for each Resolution.

The Board has now determined that the advertising cost should not be assessed against the property owners; and that the assessment roll should be prepared "dollar for dollar" benefits and damages with the City assuming the advertising cost. You may consider this a supplemental order to those issued on January 5, 1959, with reference to Declaratory Resolutions 977, 78, 79, 80, 81.

R. J. Gallweyer

John Cooper

Orin E. Farling

BOARD OF PUBLIC WORKS

RMC:jc

See as P. O. List

NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, **Dec. 23, 1958**

980

To Robert C. & Martha Nunn
2122 Freeman Street
Fort Wayne, Indiana

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did
pass Improvement Resolution No. **980-1958**
providing for the **condemnation of a strip of land fourteen (14) feet in width**
parallel and adjacent to the west property line of north 38 3/4 Lot 41,
Interurban Acre Addition.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

The Board has fixed..... **Monday, Jan. 5, 1959, 6:30 p.m. IST**
a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by the proposed improvement.

You are hereby notified that

N. 38 3/4 of Lot 41 Interurban Acre Addition

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

J. L. HALLETT, Secretary

KENNETH MCGRAW

Clerk